

U.S.A. vs

Efrain Cornejo-Segura

08mj 913

The Court finds excusable delay, under the section indicated by checkmark.

commenced on 3/27/08 and ended on 4/1/08
and ended on _____

3161(h)

___ (1) (A)

Exam or hrg for mental or physical incapacity

___ (1) (B)

NARA examination (28:2902)

___ (1) (D)

State or Federal trials or other charges pending

___ (1) (E)

Interlocutory appeals

___ (1) (F)

Pretrial motions (from filing to trial or other prompt disposition)

___ (1) (G)

Transfers from other district (per 28 USC, 2104)

___ (1) (J)

Proceedings under advisement not to exceed thirty days

Also proc: Habeas or prob rev, deportation, extradition

___ (1) (H)

Transportation from another district or between examination or hospitalization in ten days or less

___ (1) (I)

Consideration by Court of proposed plea agreement

___ (2)

Prosecution deferred by mutual agreement

X (3) (A) (B)

Unavailability of defendant or essential witness

___ (4)

Period of mental or physical incompetence or defendant to stand trial

___ (5)

Period of NARA commitment or treatment

___ (6)

Superseding indictment and/or new charges

___ (7)

Defendant awaiting trial of co-defendant when no severance has been granted

___ (8) (A) (B)

Continuances granted per (h)(2)-are "I" alone is sufficient one of the reasons below are given in support of continuance

___ (8) (B) (i)

1) Failure to grant a continuance in the proceeding would result in a miscarriage of justice and the ends of justice outweigh the best interest of the public and the defendant in a speedy trial.
(Continuance - miscarriage of justice)

2) Failure to grant a continuance in the trial would result in a miscarriage of justice as the defendant has tendered a guilty plea to a magistrate judge and is awaiting a determination as to whether the plea will be accepted.
(Continuance - tendered a guilty plea)

___ (8) (B) (ii)

2) Case unusual or complex

___ (8) (B) (iii)

3) Indictment following arrest cannot be filed in time to allow

___ (8) (B) (iv)

4) Continuance granted in order to obtain or substitute counsel, or give reasonable time to prepare
(Continuance re counsel)

___ 3161(i)

Time up to withdrawal of guilty plea

___ 3161(k)

Grand jury indictment time extended thirty (30) more days

Date

3-27-08

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